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37 C.F.R. 1.8

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March 15, 2005
Date

Michael C. Barrett
Michael C. Barrett

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Mumper et al.

Serial No.: 10/072,320

Filed: February 7, 2002

For: pH-Sensitive Mucoadhesive Film-Forming
Gels and Wax-Film Composites Suitable for
Topical and Mucosal Delivery of Molecules

Group Art Unit: 1615

Examiner: Retford O. Berko

Atty. Dkt. No.: NANO:002USD1

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP: AF

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03/21/2005 MAHRED1 00000006 10072320
01 FC:2401 250.00 OF
03/21/2005 MAHRED1 00000006 10072320
02 FC:2251 60.00 OF

Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed February 8, 2005, finally rejecting claims 33-47, 51 and 56-58.

The fee for filing this Notice of Appeal is \$250 and is attached hereto.

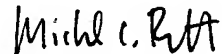
Also, a request for a one-month extension of time to respond is included herewith. The small entity extension fee is included in the attached check with the Notice of Appeal fee. This one-month extension will bring the due date to March 17, 2005. Should such request or fee be

deficient or absent, consider this paragraph such a request and authorization to withdraw the appropriate fee.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/NANO:002USD1/MCB.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Michael C. Barrett
Reg. No. 44,523
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
Telephone: 512/536-3018
Facsimile: 512/536-4598

Date: March 15, 2005